

Judiciary: HB 1539.

Labor: HB 591.

Motor Transportation: HB 1706.

Public Education: HB 690, HB 1668.

Public Health: HB 799, HB 882, SB 365.

Resolutions and Interim Activities: HSR 400.

Revenue and Taxation: HB 502, HB 951, HB 1365, SB 268.

State Affairs: HB 452, HB 733, HB 937, HB 1038, HB 1186, HB 1524, HB 1527, HB 1541, HB 1567, HB 1776, SB 531.

SENT TO THE GOVERNOR

May 5, 1971

HB 581

SEVENTIETH DAY—FRIDAY, MAY 7, 1971

The House met at 10:00 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Denton	Jones, D.	Reed
Adams	Doran	Jones, E.	Rosson
Agnich	Doyle	Jones, G.	Salem
Allen, Joe	Dramberger	Jungmichel	Santiesteban
Allen, John	Earthman	Kaster	Schulle
Angly	Farenthold	Kubiak	Shannon
Atwell	Finck	Lee	Sherman
Atwood	Finnell	Lewis	Short
Baker	Floyd	Longoria	Silber
Bass, B.	Foreman	Lovell	Simmons
Beckham	Gammage	McAlister	Slack
Bigham	Garcia	McKissack	Slider
Blanton	Golman	Mengden	Smith
Blythe	Grant	Moncrief	Solomon
Bowers	Hale	Moore, A.	Spurlock
Boyle	Hanna, Joe	Moore, G.	Stroud
Braecklein	Hannah, John	Murray	Swanson
Burgess	Harding	Nabers	Tarbox
Caldwell	Harris	Nelms	Truan
Carrillo	Hawn	Niland	Tupper
Cavness	Haynes	Nugent, J.	Uher
Clayton	Head	Orr	Vale
Coats	Heatly	Parker, C.	Von Dohlen
Cobb	Hendricks	Patterson	Ward
Cole	Howard	Pickens	Wieting
Craddick	Hubenak	Poerner	Williams
Daniel	Hull	Poff	Williamson
Davis, D.	Ingram	Presnal	Wolff
Davis, H.	Johnson	Price	Wyatt

Absent

Allred	Graves	Ligarde	Ogg
Bynum	Hawkins	Moore, T.	Rodriguez
Christian	Holmes, T.	Moreno	Sanchez
Clark	Kilpatrick	Neugent, D.	Stewart
Finney	Kost	Nichols	Traeger

Absent-Excused

Bass, T.	Cruz	Lombardino	Semos
Braun	Hilliard	Newton	Wayne
Calhoun	Holmes, Z.	Parker, W.	
Cates	Lemmon	Salter	

(Mr. Shannon in the Chair)

A quorum of the House was announced present.

The Invocation was offered by Chaplain Clinton Kersey.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for today on account of important business:

Mr. Newton on motion of Mr. Von Dohlen.

Mr. Lombardino on motion of Mr. Poerner.

Mr. Calhoun on motion of Mr. Doran.

Mr. Cates on motion of Mr. Shannon.

Mr. Salter on motion of Mr. Agnich.

Mr. Aubry Moore on motion of Mr. Nelms.

Mr. Tom Bass on motion of Mr. Stroud.

Mr. Zan Holmes on motion of Mr. Stroud.

Mr. Walt Parker on motion of Mr. Schulle.

Mr. Hilliard on motion of Mr. Niland.

Mr. Lemmon on motion of Mr. Adams.

The following Members were granted leaves of absence for today on account of illness:

Mr. Wayne on motion of Mr. Uher.

Mr. Semos on motion of Mr. Braecklein.

Representatives Bynum, Nichols, Hawkins, Slider, Stewart, Mengden, Christian, and Ogg entered the House and were announced present.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HSR 448, by Blanton, H. Davis, Braecklein, Coats, and Hawn: Commending Dr. Jesse F. Cardwell.

On motion of Mr. Harold Davis, the names of all the Members of the House were added to HSR 448 as signers thereof.

(Speaker in the Chair)

Representative Traeger entered the House and was announced present.

CONGRATULATORY RESOLUTIONS ADOPTED—(Continued)

HCR 137, by Tarbox: Congratulating Air Force ROTC Detachment 820 at Texas Tech University.

Representative Allred entered the House and was announced present.

LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence for today on account of important business:

Mr. Cruz on motion of Mr. Shannon.

The following Member was granted leave of absence for today on account of illness:

Mr. Braun on motion of Mr. Harris.

Representatives Kilpatrick, Tom Moore, Rodriguez, Kost, and Finney entered the House and were announced present.

INTRODUCTION OF HOUSE BILLS

Mr. Allred asked unanimous consent to introduce and have placed on first reading HB 1826.

There was objection offered.

Mr. Allred moved to introduce and have placed on first reading HB 1826.

The motion to introduce and have placed on first reading HB 1826, prevailed by the following vote:

Yeas—116

Adams	Doyle	Jungmichel	Price
Agnich	Dramberger	Kaster	Reed
Allen, Joe	Earthman	Kilpatrick	Rodriguez
Allen, John	Farenthold	Kost	Salem
Allred	Finck	Kubiak	Santiesteban
Angly	Finnell	Lee	Schulle
Baker	Finney	Lewis	Shannon
Bass, B.	Floyd	Ligarde	Short
Beckham	Foreman	Longoria	Silber
Bigham	Gammage	Lovell	Simmons
Blanton	Garcia	McKissack	Slack
Blythe	Golman	Mengden	Slider
Bowers	Grant	Moncrief	Smith
Boyle	Hale	Moore, T.	Solomon
Braecklein	Hanna, Joe	Moreno	Spurlock
Burgess	Hannah, John	Murray	Stewart
Bynum	Harding	Nabers	Swanson
Caldwell	Harris	Nelms	Tarbox
Carrillo	Hawkins	Nichols	Traeger
Christian	Hawn	Niland	Truan
Clayton	Haynes	Nugent, J.	Tupper
Coats	Head	Ogg	Vale
Cobb	Hendricks	Orr	Von Dohlen
Cole	Holmes, T.	Parker, C.	Ward
Craddick	Howard	Patterson	Wieting
Daniel	Hubenak	Pickens	Williams
Davis, H.	Ingram	Poerner	Williamson
Denton	Jones, E.	Poff	Wolff
Doran	Jones, G.	Presnal	Wyatt

Nays—5

Atwell	Rosson	Sherman	Uher
Davis, D.			

Absent

Atwood	Heatly	Jones, D.	Neugent, D.
Cavness	Hull	McAlister	Sanchez
Clark	Johnson	Moore, G.	Stroud
Graves			

Absent-Excused

Bass, T.	Cruz	Lombardino	Salter
Braun	Hilliard	Moore, A.	Semos
Calhoun	Holmes, Z.	Newton	Wayne
Cates	Lemmon	Parker, W.	

Mr. Jungmichel asked unanimous consent to introduce and have placed on first reading HB 1827.

There was no objection offered.

COMMITTEE MEETING

Mr. Clayton asked unanimous consent of the House that the Committee on Counties be permitted to meet at this time.

There was no objection offered.

INTRODUCTION OF HB 1828

Mr. Jim Nugent moved to introduce and have placed on first reading, HB 1828.

A record vote was requested.

The motion to introduce and have placed on first reading HB 1828, prevailed by the following vote:

Yeas—118

Adams	Denton	Jones, E.	Rosson
Agnich	Doran	Jones, G.	Salem
Allen, Joe	Doyle	Jungmichel	Sanchez
Allen, John	Dramberger	Kaster	Santiesteban
Allred	Finck	Kost	Schulle
Angly	Finnell	Kubiak	Shannon
Atwell	Finney	Lewis	Sherman
Atwood	Floyd	Ligarde	Short
Baker	Foreman	Longoria	Silber
Bass, B.	Gammage	Lovell	Simmons
Beckham	Garcia	McAlister	Slack
Bigham	Golman	Mengden	Slider
Blanton	Grant	Moncrief	Solomon
Blythe	Hale	Moore, G.	Spurlock
Boyle	Hanna, Joe	Moore, T.	Stewart
Braecklein	Hannah, John	Murray	Stroud
Burgess	Harding	Nabers	Swanson
Bynum	Harris	Nelms	Tarbox
Caldwell	Hawkins	Nichols	Traeger
Carrillo	Hawn	Niland	Truan
Cavness	Haynes	Nugent, J.	Tupper
Christian	Heatly	Ogg	Uher
Clayton	Hendricks	Parker, C.	Von Dohlen
Coats	Holmes, T.	Patterson	Ward
Cobb	Howard	Pickens	Wieting
Cole	Hubenak	Poerner	Williams
Craddick	Hull	Presnal	Wolff
Daniel	Ingram	Price	Wyatt
Davis, D.	Johnson	Reed	
Davis, H.	Jones, D.	Rodriguez	

Nays—8

Bowers	Head	Orr	Vale
Earthman	Lee	Smith	Williamson

Absent

Clark	Graves	McKissack	Neugent, D.
Farenthold	Kilpatrick	Moreno	Poff

Absent-Excused

Bass, T.	Cruz	Lombardino	Salter
Braun	Hilliard	Moore, A.	Semos
Calhoun	Holmes, Z.	Newton	Wayne
Cates	Lemmon	Parker, W.	

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HSR 450, by Nelms, Williams, and Clark: Extending welcome to Democratic Site Selection Committee and expressing strong support for Houston as 1972 Democratic National Convention site.

On motion of Mr. Williams, the names of all the Members of the House were added to the resolution as signers thereof.

Representative Moreno entered the House and was announced present.

SCR 82—REFERRED TO COMMITTEE

(Granting M. C. Winters, Inc. and the Austin Bridge Company permission to sue the state)

The Speaker laid before the House the following resolution:

SCR 82

Whereas, M. C. Winters, Inc., a corporation incorporated under the laws of the State of Texas with home office in Johnson City, Texas and Austin Bridge Company, a corporation incorporated under the laws of the State of Texas with home office in Dallas, Texas allege that on February 9, 1965 they entered into a contract with the State of Texas in connection with Highway IH 30 in Rockwall County, Texas Project I 30-1 (14) 011, Control 9-12-27; and

Whereas, M. C. Winters, Inc. alleges that the State of Texas Highway Department paid only \$81,318.71 for the work performed on IH 30 in Rockwall County, Texas Project I 30-1 (14) 011, Control 9-12-27; and

Whereas, It is alleged the State of Texas Highway Department by reason of faulty design and delay caused M. C. Winters, Inc., to suffer a loss resulting in a claim for damages of \$275,170.52 in connection with Highway IH 30, Project I 30-1 (14) 011, Control 9-12-27, none of which has been paid by the Highway Department; and

Whereas, It is alleged the State of Texas Highway Department by reason of faulty design and delay caused the Austin Bridge Company to suffer a loss resulting in a claim for damages of \$80,108.55, in connection with IH 30, Project I 30-1 (14) 011, Control 9-12-27, none of which has been paid by the Highway Department; now, therefore, be it

Resolved by the Senate of the 62nd Legislature, the House of Representatives concurring, That M. C. Winters, Inc., and Austin Bridge Company are hereby granted permission to sue the State of Texas and the Texas Highway Department in a court of competent jurisdiction for a determination of all legal and equitable relief that may be properly granted; and, be it further

Resolved, That service of process shall be on the Attorney General and the Chairman of the State Highway Commission; and, be it further

Resolved, That nothing herein shall be construed as an admission on the part of the State of Texas, or any of the departments or agencies of the State of Texas or any of the political subdivisions of the State of Texas, as to the validity of any allegations or claims asserted in any such suit, but that all allegations and claims asserted in said suit must be proved as in other suits under the same rules of evidence and the same laws as apply in and govern the trial of other civil cases; and, be it further

Resolved, That nothing herein shall be construed as a waiver of any defenses, of fact as well as of law, that may be asserted by or available to the State of Texas, or the Texas Highway Department, in said suit, but all such defenses are hereby specifically reserved.

The resolution was referred to the Committee on Judiciary.

(Mr. Sherman in the Chair)

SENATE BILLS ON FIRST READING

The following Senate Bills were today laid before the House, read first time and referred to Committees, as follows:

SB 327 to the Committee on Public Health.

SB 331 to the Committee on Parks and Wildlife.

SB 502 to the Committee on Banks and Banking.

SB 516 to the Committee on Motor Transportation.

SB 528 to the Committee on Judiciary.

SB 535 to the Committee on Governmental Affairs and Efficiency.

SB 542 to the Committee on Governmental Affairs and Efficiency.

SB 563 to the Committee on Judiciary.

SB 607 to the Committee on Urban Affairs.

SB 737 to the Committee on School Districts.

SB 803 to the Committee on Counties.

SB 934 to the Committee on Urban Affairs.

SB 936 to the Committee on School Districts.

SB 940 to the Committee on Counties.

SB 941 to the Committee on Liquor Regulation.

SB 953 to the Committee on Elections.

SB 956 to the Committee on Parks and Wildlife.

HSR 444—REFERRED TO COMMITTEE

(Creating an interim committee on Administration of Public Education)

Mr. Kubiak offered the following resolution:

HSR 444

Whereas, The citizens of Texas have always strived to provide the finest education possible to the students of Texas at all levels of the public schools; and

Whereas, Recent innovations in education have generally received the warm support of the Texas Legislature and have been implemented as quickly and as economically possible to assure the continued educational development of Texas scholastics; and

Whereas, These new programs and facilities for the public schools of Texas have sometimes been approved and implemented without a full consideration of the best and most efficient way to administer such programs; and

Whereas, It is the duty and responsibility of the state government to explore possible new means of administering educational programs for the ultimate goal of providing for the total educational needs of its citizens with a maximum of efficiency and economy; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create a special interim Committee on the Administration of Public Education in Texas; the committee shall study (1) all phases of the Texas Education Agency and its methods of administering the public education system of Texas, (2) better ways to conduct all facets of departments of education for the betterment and upgrading of public education in Texas, (3) the need and desirability of reorganizing the Texas Education Agency to eliminate duplication of efforts, (4) possible means of curbing non-essential expenditures to maintain the greatest possible efficiency in the administration of public education in Texas, and (5) any other related matter which the committee shall deem significant in making a complete study of the problems mentioned in this Resolution; and, be it further

Resolved, That the committee shall consist of seven members, all to be appointed by the Speaker of the House: three Members of the House of Representatives, at least one of whom shall be a public school teacher by profession; two superintendents of schools, one of whom shall be from a Class B, A, or AA school, and the other of whom shall be from a Class AAA or AAAA school, one educational consultant; and one school designer. The chairman of the committee shall be designated by the Speaker from among the three legislative members of the committee; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the study committee; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; the committee shall

prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures must also be obtained from the House Administration Committee; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation deemed necessary, to the 63rd Legislature when it convenes in January 1973. Five copies of the completed report shall be filed in the Legislative Reference Library and five copies shall be filed in the office of the Texas Legislative Council; following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

The resolution was referred to the Committee on Resolutions and Interim Activities.

HSR 438—REFERRED TO COMMITTEE

(Creating an interim committee on coastal waterways and shipping industry)

Mr. Clark offered the following resolution:

HSR 438

Whereas, Texas has long enjoyed national prominence in the shipping industry due to its intricate system of canals, harbors, and navigable rivers; and

Whereas, With 13 major ports and several other rapidly developing shipping centers, almost \$200 million worth of foreign and domestic commerce passes through the hands of the Texas shipping industry annually; recent statistics indicate that Texas ranks second among all states in agricultural exports and seventh in exports of manufactured commodities; and

Whereas, While other states are undertaking vast and comprehensive programs for encouraging the development of their shipping industry, Texas has not yet taken the initiative which is usually characteristic of our state in order to promote the growth of shipping as a key industry or to improve the quality of Texas ports and waterways as an inducement for future industrial and shipping development; and

Whereas, With the increase of ship and barge traffic within our state's ports and waterways, there is a need to coordinate and study the impact of such increases upon the growth of the shipping industry and commerce in Texas; and

Whereas, There is a need to explore possible new approaches for advancing commerce and the shipping industry in all the ports along the Texas Gulf coast, including all aspects of protection; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create a special interim committee on the coastal waterways and shipping industry of Texas; the committee shall study (1) new avenues for advancement of commerce in Texas ports and waterways, (2) the need and desirability of establishing a state board or agency to promote the shipping facilities and ports of Texas and to coordinate plans for improv-

ing the quality of Texas ports and waterways, (3) the need and desirability of coordination, safeguards, and protection in our ports and interrelated industries along the Texas Gulf coast, and (4) any other related matter which the committee shall deem significant in making a comprehensive report to the Legislature upon the problems mentioned in this Resolution; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That the committee shall, in the performance of its duties, have wide latitude for travel both in Texas and in other states in order to study various methods utilized by commissions and port authorities to insure maximum safety in their waterways and to facilitate the growth of the shipping industry; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; the committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures must also be obtained from the House Administration Committee; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation deemed necessary, to the 63rd Legislature when it convenes in January 1973. Five copies of the completed report shall be filed in the Legislative Reference Library and five copies shall be filed in the office of the Texas Legislative Council; following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

Signed: Clark, Kilpatrick, Harris, Truan, Nelms, Haynes, and Carl Parker.

The resolution was referred to the Committee on Resolutions and Interim Activities.

HOUSE BILLS ON FIRST READING

The following House Bills were today laid before the House, read first time and referred to Committees, as follows:

By Lovell:

HB 1807, A bill to be entitled An Act relating to hunting spike deer and the use of a dog to hunt deer in Houston County; providing that the possession of certain weapons while in the control of a dog or while accompanying or in the presence of another person in control of a dog is prima facie evidence of hunting deer with a dog in Houston County; amending Section 13, the Uniform Wildlife Regulatory Act, as amended (Article 978j-1, Vernon's Texas Penal Code), by adding Subsection m; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Lovell:

HB 1808, A bill to be entitled An Act relating to the sale of fish in certain areas of Houston County; amending Section 2, Chapter 297, Acts of the 52nd Legislature, Regular Session, 1951, as amended; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Ogg:

HB 1809, A bill to be entitled An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as Rolling Fork Public Utility District; declaring district a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the district; finding district is created for public use and benefit; conferring on district the rights, powers, privileges, authority and functions of the general laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, Constitution of Texas, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the state with regard to waste control; prescribing the district's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to district and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of district; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections; and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which district is situated and to situations where necessary to carry out the purposes for which district was created; providing district shall bear expenses of relocating, raising, or rerouting any highway, railroad or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining "sole expense"; providing for depositories; providing for an audit, and related matters; providing for the establishment of district offices, and related matters; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this district; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this district shall be eligible investments; providing that the Municipal Annexation Act shall have no application to this district; providing that district is subject to provisions of Article 1182c-1, V.T.C.S.; determining

and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the district shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Kubiak:

HB 1810, A bill to be entitled An Act authorizing the Texas Parks and Wildlife Department to acquire certain Spanish Missions in Milam County; authorizing acquisition by available or appropriated funds or by gift; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Von Dohlen:

HB 1811, A bill to be entitled An Act making the General Ignacio Zaragoza Historical Site a part of Goliad State Park; amending Section 2, Chapter 276, Acts of the 57th Legislature, Regular Session, 1961 (Article 6077s, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Von Dohlen:

HB 1812, A bill to be entitled An Act authorizing the County of Goliad to convey title to the surface of certain lands to the Parks and Wildlife Department and the Parks and Wildlife Department to accept title on behalf of the State of Texas as the historical site of the Mission of San Rosario and as a part of Goliad State Park; authorizing the Parks and Wildlife Department to construct, maintain, and repair historical and recreational fences, structures, and facilities; containing a reverter clause; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Lemmon:

HB 1813, A bill to be entitled An Act relating to exemption from jury service; amending Article 2135, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Judiciary.

By Lemmon:

HB 1814, A bill to be entitled An Act relating to the release of certain persons summoned for jury duty on Monday of the court week who are not selected to serve as a juror in any case during the first two days of the court week; amending Title 42, Revised Civil Statutes of Texas, 1925, by adding an Article 2120a; and declaring an emergency.

Referred to Committee on Judiciary.

By Lemmon:

HB 1815, A bill to be entitled An Act creating the Commission on State Program Review; defining its duties; empowering it to appoint a director and employ a staff; authorizing it to enter into contractual relationships and to accept contributions; and declaring an emergency.

Referred to Committee on State Affairs.

By Reed, T. Bass, Allred, and Farenthold:

HB 1816, A bill to be entitled An Act repealing Article 5, HB 730, Acts of the 62nd Legislature, Regular Session, 1971, relating to an increase in the motor fuel tax; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

By Cobb, Traeger, Jungmichel, Bynum, Short, D. Davis, Clayton, Nabers, Rosson, Heatly, McAlister, Tarbox, D. Jones, Poff, T. Holmes, Simmons, A. Moore, Slack, Ingram, and Cates:

HB 1817, A bill to be entitled An Act relating to authorizing the governor to declare a county to be a drought disaster area; authorizing the revaluation of property for 1971 ad valorem tax purposes; and declaring an emergency.

Referred to Committee on State Affairs.

By Tupper and Santiesteban:

HB 1818, A bill to be entitled An Act relating to the waiver of sovereign immunity from suit; and relating to the waiver of a portion of the right of reversion now held by the State of Texas in Section 40, Block 78, Tsp. 3, T & P RR Co. Survey, El Paso County, Texas, as heretofore ordered retained by the Chapter 347, Acts of the 57th Legislature, Regular Session, 1961; stating the consideration therefor; and declaring an emergency.

Referred to Committee on Judiciary.

By Sanchez:

HB 1819, A bill to be entitled An Act relating to material misrepresentations in connection with repair work done on motor vehicles; providing penalties; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By McAlister and Hubenak:

HB 1820, A bill to be entitled An Act relating to increasing the penalty for interference with traffic-control devices or railroad signs or signals; amending Section 143 of the Uniform Act Regulating Traffic on Highways (Article 6701d, Vernon's Texas Civil Statutes), by adding a Subsection (c); and declaring an emergency.

Referred to Committee on Common Carriers.

By D. Neugent:

HB 1821, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as League City Semi-Tropical Garden Utility District in Galveston County, Texas; defining its boundaries; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges, authority and duties and requiring supervision by the Texas Water Rights Commission; providing for its governing body; limiting its power to issue construction bonds; containing provision that its bonds are legal investments and incontestable for any cause; limiting the power of eminent domain to Galveston County, Texas and providing that the district shall bear the sole expense of relocation of certain facilities; providing that except for its creation the district shall be subject to the provisions of Article 970a, Revised Civil Statutes of Texas; stipulating compliance with the laws of this state governing the creation of utility districts; providing for the selection of a depository; authorizing the issuance and refunding of bonds; containing provisions governing the sale of said bonds; authorizing the investment of bond proceeds; providing for notice of all elections; providing for the canvassing of returns of said elections; providing that the district's properties shall not be subject to taxation; containing provisions that its bonds are eligible to secure public deposits; providing a severability clause; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Daniel:

HB 1822, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Montgomery County, Texas, to be known as West Fork Municipal Utility District; defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Daniel:

HB 1823, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Montgomery County, Texas, to be known as Montgomery County Municipal Utility District No. 5; defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Daniel:

HB 1824, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Montgomery County, Texas, to be known as Montgomery County Municipal Utility District No. 6, defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Daniel:

HB 1825, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Montgomery County, Texas, to be known as Montgomery County Municipal Utility District No. 7, defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

(Speaker in the Chair)

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled bills and resolutions:

HB 97, Authorizing State Highway Department to plant pecan trees on highway rights-of-way.

HB 326, Prohibiting calling of wild fox by artificial means in certain counties.

HB 349, Relating to payment of workmen's compensation claims prior to determination of liability.

HB 498, Relating to salary of directors of water improvement districts and supervisors of fresh water supply districts.

HB 647, Increasing the county tax assessor and collector's fee for collecting taxes of the Titus County Fresh Water Supply District and relating to the district's eminent domain powers.

HB 676, Including certain land in Sabine and San Augustine Counties under the Uniform Wildlife Regulatory Act and setting other regulations.

HB 730, Raising certain revenue for the support of state government.

HB 966, Relating to compensation of state military forces.

HB 1118, Establishing grounds for refusal, revocation, cancellation, and suspension of license by State Board of Podiatry Examiners.

HB 1162, Abolishing offices of county superintendent, ex officio county superintendent and county school board in counties of 21,000-22,000 population.

HCR 132, Commending CPC International Foods Corporation.

HCR 133, Commending Gordon Wood.

Representative Dean Neugent entered the House and was announced present.

HB 450 ON THIRD READING

The Speaker laid before the House on its third reading and final passage, HB 450, Relating to voter registration, etc.

The bill was read third time.

Mr. Poerner offered the following amendment to the bill:

Amend quoted Section 56f, Subdivision 2, of HB 450 second sentence following the word "witness" by adding the words "who is a qualified elector."

The amendment was adopted.

HB 450, as amended, was passed by the following vote:

Yeas—99

Agnich	Davis, D.	Hawn	Moncrief
Allen, Joe	Davis, H.	Haynes	Moore, G.
Allred	Denton	Head	Moore, T.
Atwell	Doyle	Heatly	Moreno
Atwood	Dramberger	Hendricks	Murray
Baker	Farenthold	Hubenak	Nelms
Bass, B.	Finck	Hull	Neugent, D.
Beckham	Finnell	Johnson	Nichols
Bigham	Finney	Jones, G.	Ogg
Blanton	Foreman	Jungmichel	Orr
Boyle	Gammage	Kaster	Parker, C.
Braecklein	Garcia	Kilpatrick	Poerner
Bynum	Golman	Kost	Poff
Caldwell	Grant	Kubiak	Presnal
Carrillo	Hale	Lewis	Price
Clark	Hanna, Joe	Ligarde	Reed
Coats	Hannah, John	Longoria	Rodriguez
Cobb	Harding	Lovell	Salem
Cole	Harris	McAlister	Santiesteban
Daniel	Hawkins	McKissack	Schulle

Shannon	Solomon	Truan	Wieting
Silber	Stewart	Tupper	Williams
Simmons	Stroud	Vale	Wolff
Slack	Swanson	Von Dohlen	Wyatt
Smith	Tarbox	Ward	

Nays—30

Adams	Clayton	Lee	Short
Allen, John	Craddick	Mengden	Slider
Angly	Doran	Nabers	Spurlock
Blythe	Earthman	Nugent, J.	Traeger
Bowers	Howard	Patterson	Uher
Burgess	Ingram	Pickens	Williamson
Cavness	Jones, D.	Rosson	
Christian	Jones, E.	Sherman	

Absent

Floyd	Holmes, T.	Niland	Sanchez
Graves			

Absent-Excused

Bass, T.	Cruz	Lombardino	Salter
Braun	Hilliard	Moore, A.	Semos
Calhoun	Holmes, Z.	Newton	Wayne
Cates	Lemmon	Parker, W.	

Mr. Stroud moved to reconsider the vote by which HB 450 was passed and to table the motion to reconsider.

The motion to table prevailed.

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence for the remainder of today on account of important business:

Mr. Clark on motion of Mr. Nelms.

HB 1440 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 1440, A bill to be entitled An Act relating to financial assistance for construction of waste water treatment facilities; and declaring an emergency.

The bill was read second time.

(Mr. Slider in the Chair)

Mr. Clayton offered the following amendment to the bill:

Amend HB 1440 by striking all below the enacting clause and substituting the following:

Section 1. Texas Water Quality Act, as amended (Article 7621d-1, Vernon's Texas Civil Statutes), is amended to add Subchapter G to read as follows:

**"Subchapter G. Financial Assistance
For Waste Treatment Construction**

"Section 7.01. Purpose. The purpose of this subchapter is to provide for making loans of water quality enhancement funds authorized by Article III, Section 49-d-1, of the Texas Constitution, to political subdivisions of the state for use as state matching funds for obtaining maximum federal grants for the construction of treatment works.

"Section 7.02. Definitions. In this subchapter:

"(1) 'Water quality enhancement' means the construction of treatment works by political subdivisions with loans provided under this subchapter.

"(2) 'Treatment works' means the various devices used in the treatment of waste, including necessary intercepting sewers, outfall sewers, pumping, power, and other equipment and their appurtenances and any extensions, improvements, remodeling, and alteration of and additions to these devices.

"(3) 'Construction' has the same meaning as defined in Section 3.27 of this Act.

"(4) 'Water quality enhancement funds' means the proceeds from the sale of Texas Water Development Bonds issued under the authority of Article III, Section 49-d-1, of the Texas Constitution.

"(5) 'Political subdivision' means the state, a county, city, or other body politic or corporate of the state, including any district or authority created under Article III, Section 52, or Article XVI, Section 59, of the Texas Constitution, and including any interstate compact commission to which the state is a party.

"(6) 'Loan' means purchase by the state of the bonds or other obligations of a political subdivision with water quality enhancement funds or entry by the state into a loan agreement with any political subdivision for a direct loan of water quality enhancement funds.

"(7) 'Financial assistance' means any loan of water quality enhancement funds made to a political subdivision for the construction of treatment works through the purchase of bonds or other obligations of the political subdivision or pursuant to a loan agreement.

"(8) 'Development fund manager' means the fiscal administrator of the Texas Water Development Fund.

"Section 7.03. Financial Assistance. The board may use water quality enhancement funds to provide financial assistance to political subdivisions for purposes of water quality enhancement.

"Section 7.04. Authority of Political Subdivision. (a) A political subdivision may apply to the board for financial assistance and may use water quality enhancement funds to pay for construction of treatment works in the manner provided in this subchapter.

"(b) A political subdivision may exercise any power necessary to apply for, receive, use, and repay water quality enhancement funds including the power to enter into loan contracts and agreements and to use any of its income and revenues to repay the loan.

"Section 7.05. Application for Assistance. In the application to the board for financial assistance, the applicant shall include:

"(1) the name of the political subdivision and its principal officers;

"(2) a citation of the law under which the political subdivision operates and was created;

"(3) the total cost of the treatment works;

"(4) the amount of state financial assistance requested;

"(5) the method for obtaining the financial assistance, whether by purchase of bonds or other obligations of the political subdivision, by direct loan, or by a combination of these two methods.

"(6) the plan for repaying the financial assistance; and

"(7) any other information the board or the executive director requires to have an adequate understanding of proposals made in the application.

"Section 7.06. Action on Application. (a) After an application is received for financial assistance, the executive director shall make application available for inspection by the Texas Water Development Board and shall submit the application to the board together with his comments and recommendations and the comments and recommendations of the development fund manager relating to the best method for making the financial assistance available.

"(b) The board may grant the application in whole or in part or may deny the application.

"(c) The board has the sole responsibility and authority for selecting the political subdivisions to whom financial assistance may be provided and, in consultation with and pursuant to agreement with the political subdivision, shall determine the location, time, design, scope, and all other aspects of the construction to be performed.

"(d) The board shall review and approve plans and specifications for all treatment works for which financial assistance is requested. The provisions of Section 12, Acts of the 49th Legislature, Regular Session, 1945, as amended (Article 4477-1, Vernon's Texas Civil Statutes), do not apply to treatment works approved under this Act.

"(e) Except as specifically provided in this Act, the deliberations, proposals, decisions, and other actions of the board under this subchapter do not require the concurrence or approval of any other governmental agency, board, commission, council, political subdivision, or other governmental entity.

"Section 7.07. Considerations in Passing on Application. In passing on

an application from a political subdivision for financial assistance, the board shall consider:

"(1) the public benefit to be derived from the project and the propriety of state participation; and

"(2) the availability of revenue to the political subdivision, from all sources, for the ultimate repayment of the cost of the project, including interest.

"Section 7.08. Conditions for Obtaining Financial Assistance. Before financial assistance is provided to a political subdivision, the following conditions must be met:

"(1) the project must be approved by the board and, if applicable, the appropriate federal agency;

"(2) the project must be included in the comprehensive program for the state and must conform with the state water quality plan development pursuant to the Federal Water Pollution Control Act, as amended;

"(3) the political subdivision must adopt any necessary ordinance, rule, order, or resolution which in the judgment of the board is necessary to comply with the contract and requirements of the federal government; and

"(4) the project must comply with the applicable water quality management plan for the basin or area in which the treatment works are to be constructed.

"Section 7.09. Providing Financial Assistance. (a) There is created in the Texas Water Development Fund a separate account designated the 'Water Quality Enhancement Account.'

"(b) The proceeds from the sale of bonds authorized by Article III, Section 49-d-1, of the Texas Constitution, shall be deposited in the water quality enhancement account.

"(c) Money in the water quality enhancement account shall be used to provide loans for construction of treatment works in accordance with the provisions of this subchapter.

"(d) Except as specifically provided in this subchapter, water development bonds authorized under Article III, Section 49-d-1, of the Texas Constitution shall be issued and sold and financial assistance from the water quality enhancement account shall be provided in the same form and manner as provided in Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended (Article 8280-9, Vernon's Texas Civil Statutes), for issuing and selling other bonds and making other financial assistance available to political subdivisions.

"(e) The Texas Water Development Board shall deliver funds pursuant to an application for financial assistance on request of the board.

"(f) The Texas Water Development Board shall use the money in the water quality enhancement account to purchase bonds or other obligations of any political subdivision and for making direct loans for the purpose of

providing money to the political subdivision for construction of treatment works.

"(g) The bonds and other obligations purchased by the Texas Water Development Board with money from the water quality enhancement account shall bear the weighted average effective interest rate on all water development bonds previously sold for the purpose of providing loans for the construction of treatment works under this subchapter.

"(h) The Texas Water Development Board shall establish within funds previously created appropriate accounts for separate handling of money derived from payment of interest of and principal on bonds and other obligations purchased from political subdivisions and repayment of direct loans made to political subdivisions.

"(i) The provisions of Section 11 and 14, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended (Article 8280-9, Vernon's Texas Civil Statutes), do not apply to financial assistance provided under this subchapter.

"(j) The Texas Water Development Board may perform any acts which are necessary to carry out its functions under this subchapter.

"Section 7.10. Direct Loans. (a) If a political subdivision in the judgment of the board is unable to issue bonds or other obligations for a project in the state for which a federal grant is to be made under the Federal Water Pollution Control Act, as amended, then the board may provide financial assistance to the political subdivision by agreeing to pay from water quality enhancement funds the amount required by federal law of the estimated reasonable cost of the project.

"(b) Before the delivery of any water quality enhancement funds to the political subdivision, the board with the advice of the development fund manager and the political subdivision shall execute a loan agreement which shall provide that the political subdivision shall pay into the water quality enhancement account not less than the amount necessary to repay the principal of and interest on the loan over the period of time and under the terms and conditions which are mutually agreeable to the Texas Water Development Board and the political subdivision. The contract may also include any other terms and conditions which the board may require.

"(c) Each political subdivision may charge and collect necessary fees, rentals, rates, and charges for the use, occupancy, and availability of its treatment works and any of its other properties, buildings, structures, operations, utilities, systems, activities, and facilities, so that it may make all payments required by its loan agreement. The political subdivision shall pledge such amounts to make those payments.

"(d) Also, the political subdivision may pledge its ad valorem taxes, if any, and levy and collect the taxes for the purpose of making all or any part of the payments required by its loan agreement. The taxes shall be in addition to all other ad valorem taxes permitted by law, but may not exceed, together with other ad valorem taxes, any maximum imposed by the Texas Constitution.

"(e) Each loan agreement executed pursuant to this Act, and the appropriate proceedings authorizing its execution, shall be submitted to the

attorney general for examination before the delivery of the money to the political subdivision. If he finds that the loan agreement has been authorized and executed in accordance with law, that the provisions are valid, and that the political subdivision has demonstrated to his reasonable satisfaction that the payments required by the agreement can be made from the sources pledged, he shall approve the agreement.

"(f) After approval by the attorney general, the loan agreement shall be incontestable in any court for any reason, and shall be valid and binding in accordance with its terms for all purposes.

"Section 7.11. Rules and Regulations. The board and the Texas Water Development Board may adopt any rules and regulations necessary to carry out the purpose provided in this subchapter and may cooperate in adopting any joint rules and regulations necessary to carry out the provisions of this chapter.

"Section 7.12. Use of Funds; Federal Requirement Satisfied. When bonds or other obligations are purchased or a loan agreement is approved by the attorney general, water quality enhancement funds shall be delivered to the political subdivisions entitled to receive them and shall be used only to pay for construction costs of treatment works approved as provided in this subchapter. The purchase of bonds and other obligations as provided in Section 7.09 and the making of direct loans as provided in Section 7.10 together constitute payment by the state of the amount required by federal law of the estimated reasonable construction costs of all projects in the state for which federal grants are to be made under the Federal Water Pollution Control Act, as amended, or any similar law."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Mr. Finck offered the following amendment to the Clayton amendment:

Amend Clayton Amendment, HB 1440, to add a new quoted Section 7.13 to quoted Subchapter G to read as follows:

"Section 7.13. State Grants. (a) Any city or town in the state may convey money to the board on the condition that it will be used to provide the state's share of matching funds for the construction of treatment works. Failure to carry out this condition shall cause title to the money to revert to the city or town which made the conveyance.

"(b) The board shall use money conveyed to it under this section to make grants to cities and towns to be used as the state's share required by federal law for obtaining maximum federal grants for construction of treatment works.

"(c) Money conveyed to the board shall be deposited in a special account in the state treasury and shall be paid out on order of the board.

"(d) Any city desiring to obtain a grant under this section shall sub-

mit an application to the board containing the information required by Subdivisions (1), (2), (3), (4), (7), Section 7.05, of this Act.

"(e) The board must review and approve the application and the plans and specifications for the proposed treatment works before a grant is made under this section.

"(f) The board shall be governed by the provisions of Subsections (c), (d), and (e), Section 3.26, of this Act in making grants under this section.

"(g) Any city or town which conveys money under this section and is denied a grant shall be entitled to have the money which it conveyed to the board returned to it.

"(h) None of the funds authorized by Article III, Section 49-d-1, of the Texas Constitution, may be used to provide grants under this section."

The amendment was adopted without objection.

The Clayton amendment, as amended, was adopted without objection.

HB 1440, as amended, was passed to engrossment.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for the remainder of today on account of important business:

Mr. Graves on motion of Mr. Nichols.

Mr. Tom Holmes on motion of Mr. Caldwell.

HB 1440 ON THIRD READING

Mr. Clayton moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 1440 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adams	Bynum	Garcia	Hubenak
Agnich	Carrillo	Golman	Ingram
Allen, John	Christian	Grant	Johnson
Angly	Coats	Hale	Jones, D.
Atwell	Cobb	Hanna, Joe	Jones, E.
Atwood	Cole	Hannah, John	Jungmichel
Baker	Craddick	Harding	Kaster
Bass, B.	Davis, D.	Harris	Kilpatrick
Beckham	Davis, H.	Hawkins	Kost
Bigham	Denton	Hawn	Kubiak
Blanton	Dramberger	Haynes	Lewis
Blythe	Finck	Head	Ligarde
Boyle	Finnell	Heatly	Longoria
Braecklein	Finney	Hendricks	Lovell
Burgess	Foreman	Howard	McAlister

McKissack	Parker, C.	Shannon	Tarbox
Moncrief	Patterson	Sherman	Traeger
Moore, G.	Pickens	Short	Tupper
Moore, T.	Poerner	Silber	Uher
Murray	Poff	Slack	Von Dohlen
Nabers	Presnal	Slider	Ward
Nelms	Price	Solomon	Wieting
Neugent, D.	Rosson	Spurlock	Williams
Niland	Salem	Stewart	Williamson
Ogg	Santiesteban	Stroud	Wyatt
Orr	Schulle	Swanson	

Nays—25

Allen, Joe	Doyle	Mengden	Smith
Allred	Earthman	Moreno	Truan
Bowers	Farenthold	Nichols	Vale
Caldwell	Floyd	Nugent, J.	Wolff
Cavness	Gammage	Reed	
Daniel	Jones, G.	Rodriguez	
Doran	Lee	Simmons	

Absent

Clayton	Hull	Sanchez
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Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braun	Graves	Lombardino	Semos
Calhoun	Hilliard	Moore, A.	Wayne
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

The Chair then laid HB 1440 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—123

Adams	Bynum	Farenthold	Hawn
Agnich	Caldwell	Finck	Haynes
Allen, Joe	Carrillo	Finnell	Head
Allen, John	Christian	Finney	Heatly
Angly	Clayton	Floyd	Hendricks
Atwell	Coats	Foreman	Howard
Atwood	Cobb	Gammage	Hubenak
Baker	Cole	Garcia	Hull
Bass, B.	Craddick	Golman	Ingram
Beckham	Daniel	Grant	Johnson
Bigham	Davis, D.	Hale	Jones, D.
Blanton	Davis, H.	Hanna, Joe	Jones, E.
Blythe	Denton	Hannah, John	Jones, G.
Boyle	Doran	Harding	Jungmichel
Braecklein	Doyle	Harris	Kaster
Burgess	Dramberger	Hawkins	Kilpatrick

Kost	Nabers	Reed	Stroud
Kubiak	Nelms	Rodriguez	Swanson
Lee	Neugent, D.	Salem	Tarbox
Lewis	Nichols	Santiesteban	Traeger
Ligarde	Niland	Schulle	Truan
Longoria	Nugent, J.	Shannon	Tupper
Lovell	Ogg	Sherman	Uher
McAlister	Orr	Short	Vale
McKissack	Parker, C.	Silber	Von Dohlen
Mengden	Patterson	Simmons	Ward
Moncrief	Pickens	Slack	Wieting
Moore, G.	Poerner	Slider	Williams
Moore, T.	Poff	Solomon	Williamson
Moreno	Presnal	Spurlock	Wolff
Murray	Price	Stewart	

Nays—6

Allred	Cayness	Rosson	Smith
Bowers	Earthman		

Absent

Sanchez	Wyatt
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Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braun	Graves	Lombardino	Semos
Calhoun	Hilliard	Moore, A.	Wayne
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

Mr. Clayton moved to reconsider the vote by which HB 1440 was passed and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the Chair)

HB 1539 ON SECOND READING

Mr. Harold Davis moved that all necessary rules be suspended to take up and consider at this time, HB 1539.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to engrossment,

HB 1539, A bill to be entitled An Act relating to the liability of volunteer firemen and volunteer fire departments for damage done to private property; and declaring an emergency.

The bill was read second time and was passed to engrossment.

HB 1539 ON THIRD READING

Mr. Harold Davis moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 1539 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adams	Davis, H.	Jones, D.	Rodriguez
Agnich	Denton	Jungmichel	Rosson
Allen, Joe	Doyle	Kilpatrick	Salem
Allen, John	Dramberger	Kost	Santiesteban
Allred	Farenthold	Kubiak	Schulle
Angly	Finck	Lewis	Shannon
Atwell	Finnell	Ligarde	Sherman
Atwood	Finney	Longoria	Short
Baker	Foreman	Lovell	Silber
Bass, B.	Gammage	McAlister	Simmons
Beckham	Garcia	McKissack	Slack
Bigham	Golman	Moncrief	Slider
Blanton	Grant	Moore, G.	Smith
Blythe	Hale	Moore, T.	Solomon
Boyle	Hanna, Joe	Murray	Spurlock
Braecklein	Hannah, John	Nabers	Stewart
Burgess	Harding	Nelms	Swanson
Bynum	Harris	Neugent, D.	Tarbox
Caldwell	Hawkins	Nichols	Traeger
Carrillo	Hawn	Niland	Tupper
Cavness	Haynes	Ogg	Uher
Christian	Head	Orr	Von Dohlen
Clayton	Heatly	Parker, C.	Ward
Coats	Hendricks	Patterson	Wieting
Cobb	Howard	Pickens	Williams
Cole	Hubenak	Poerner	Williamson
Craddick	Hull	Poff	Wyatt
Daniel	Ingram	Presnal	
Davis, D.	Johnson	Price	

Nays—14

Bowers	Jones, E.	Nugent, J.	Vale
Doran	Kaster	Reed	Wolff
Earthman	Lee	Stroud	
Floyd	Mengden	Truan	

Absent

Jones, G.	Moreno	Sanchez
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Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braun	Graves	Lombardino	Semos
Calhoun	Hilliard	Moore, A.	Wayne
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

The Speaker then laid HB 1539 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—126

Adams	Doran	Jones, G.	Rosson
Agnich	Doyle	Jungmichel	Salem
Allen, Joe	Dramberger	Kaster	Santiesteban
Allen, John	Earthman	Kilpatrick	Schulle
Allred	Farenthold	Kost	Shannon
Angly	Finck	Kubiak	Sherman
Atwell	Finnell	Lewis	Short
Atwood	Finney	Ligarde	Silber
Baker	Floyd	Longoria	Simmons
Bass, B.	Foreman	McAlister	Slack
Beckham	Gammage	McKissack	Slider
Bigham	Garcia	Moncrief	Smith
Blanton	Golman	Moore, G.	Solomon
Blythe	Grant	Moore, T.	Spurlock
Bowers	Hale	Moreno	Stewart
Boyle	Hanna, Joe	Murray	Stroud
Braecklein	Hannah, John	Nabers	Swanson
Burgess	Harding	Neugent, D.	Tarbox
Bynum	Harris	Nichols	Traeger
Caldwell	Hawkins	Niland	Truan
Carrillo	Hawn	Nugent, J.	Tupper
Cavness	Haynes	Ogg	Uher
Christian	Head	Orr	Vale
Clayton	Heatly	Parker, C.	Von Dohlen
Coats	Hendricks	Patterson	Ward
Cobb	Howard	Pickens	Wieting
Cole	Hubenak	Poerner	Williams
Craddick	Hull	Poff	Williamson
Daniel	Ingram	Presnal	Wolff
Davis, D.	Johnson	Price	Wyatt
Davis, H.	Jones, D.	Reed	
Denton	Jones, E.	Rodriguez	

Nays—2

Lee Mengden

Absent

Lovell Nelms Sanchez

Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braun	Graves	Lombardino	Semos
Calhoun	Hilliard	Moore, A.	Wayne
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

Mr. Harold Davis moved to reconsider the vote by which HB 1539 was passed and to table the motion to reconsider.

The motion to table prevailed.

SJR 7 ON SECOND READING

(Mr. John Hannah and Mr. Haynes—House Sponsors)

The Speaker laid before the House, in lieu of HJR 26, on its second reading and passage to third reading,

SJR 7, A Joint Resolution proposing an Amendment to Article VIII, Section 1-b, of the Texas Constitution, to provide an exemption of \$3,000 of the value of residence homesteads of all persons 65 years of age or older from all ad valorem taxes levied by any county, city, town, school district, or other political subdivision or instrumentality of the state.

The resolution was read second time.

Mr. Schulle offered the following committee amendment to the resolution:

Committee Amendment No. 1

Amend SJR 7 by striking all below the resolving clause and substituting the following:

Section 1. That Article VIII, Section 1-b, of the Texas Constitution, be amended to read as follows:

"Section 1-b. (a) Three Thousand Dollars (\$3,000) of the assessed taxable value of all residence homesteads as now defined by law shall be exempt from all taxation for all State purposes.

"(b) From and after January 1, 1973, the governing body of any county, city, town, school district, or other political subdivision of the State may exempt by its own action not less than Three Thousand Dollars (\$3,000) of the assessed value of residence homesteads of persons sixty-five (65) years of age or older from all ad valorem taxes thereafter levied by the political subdivision. As an alternative, upon receipt of a petition signed by twenty percent (20%) of the voters who voted in the last preceding election held by the political subdivision, the governing body of the subdivision shall call an election to determine by majority vote whether an amount not less than Three Thousand Dollars (\$3,000) as provided in the petition, of the assessed value of residence homesteads of persons sixty-five (65) years of age or over shall be exempt from ad valorem taxes thereafter levied by the political subdivision. Where any ad valorem tax has theretofore been pledged for the payment of any debt, the taxing officers of the political subdivision shall have authority to continue to levy and collect the tax against the homestead property at the same rate as the tax so pledged until the debt is discharged, if the cessation of the levy would impair the obligation of the contract by which the debt was created."

Section 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1972, at which election the ballots shall be printed to provide for voting for or against the proposition: "The Constitutional Amendment providing that the various political subdivisions of the state may exempt not less than \$3,000 of the

value of residence homesteads of all persons 65 years of age or older from ad valorem taxes under certain conditions."

The committee amendment was adopted without objection.

Mr. Schulle offered the following committee amendment to the resolution:

Committee Amendment No. 2

Amend SJR 7 by striking all above the resolving clause and substituting the following:

A Joint Resolution proposing an Amendment to Article VIII, Section 1-b, of the Texas Constitution, to provide that the various political subdivisions of the state may exempt not less than \$3,000 of the value of residence homesteads of all persons 65 years of age or older from ad valorem taxes under certain conditions.

The committee amendment was adopted without objection.

SJR 7, as amended, was passed by the following vote:

Yeas—128

Adams	Doyle	Kaster	Reed
Agnich	Dramberger	Kilpatrick	Rodriguez
Allen, Joe	Earthman	Kost	Rosson
Allen, John	Farenthold	Kubiak	Salem
Allred	Finck	Lea	Santiesteban
Angly	Finnell	Lewis	Schulle
Atwell	Finney	Ligarde	Shannon
Atwood	Floyd	Longoria	Sherman
Baker	Foreman	Lovell	Short
Bass, B.	Gammage	McAlister	Silber
Beckham	Garcia	McKissack	Simmons
Bigham	Golman	Mengden	Slack
Blanton	Grant	Moncrief	Slider
Blythe	Hale	Moore, G.	Smith
Boyle	Hanna, Joe	Moore, T.	Solomon
Braecklein	Hannah, John	Moreno	Spurlock
Burgess	Harris	Murray	Stewart
Bynum	Hawkins	Nabers	Stroud
Caldwell	Hawn	Nelms	Swanson
Carrillo	Haynes	Neugent, D.	Tarbox
Cavness	Head	Nichols	Traeger
Christian	Heatly	Niland	Truan
Clayton	Hendricks	Nugent, J.	Tupper
Coats	Howard	Ogg	Uher
Cobb	Hubenak	Orr	Vale
Cole	Hull	Parker, C.	Von Dohlen
Craddick	Ingram	Patterson	Ward
Daniel	Johnson	Pickens	Wieting
Davis, D.	Jones, D.	Poerner	Williams
Davis, H.	Jones, E.	Poff	Williamson
Denton	Jones, G.	Presnal	Wolff
Doran	Jungmichel	Price	Wyatt

Nays—2

Bowers Harding

Absent

Sanchez

Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braun	Graves	Lombardino	Semos
Calhoun	Hilliard	Moore, A.	Wayne
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

Mr. John Hannah moved to reconsider the vote by which SJR 7 was passed and to table the motion to reconsider.

The motion to table prevailed.

HJR 26—LAID ON THE TABLE SUBJECT TO CALL

Mr. John Hannah moved that HJR 26 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HJR 8 ON SECOND READING
(Mr. Heatly—House Sponsor)

The Speaker laid before the House on its second reading and passage to engrossment,

HJR 8, A Joint Resolution providing that bills for raising revenue may originate in either House of the Legislature; and amending Article III, Section 33, of the Constitution of the State of Texas.

The resolution was read second time.

Mr. Traeger offered the following amendment to the resolution:

Amend HJR 8 by striking out "November 9, 1971" and insert "the first Tuesday after the first Monday in November, 1972".

The amendment was adopted without objection.

The vote of the House was taken on passage of HJR 8 and the vote was announced Yeas 100, Nays 30.

A verification of the vote was requested and was granted.

The roll of those voting Yea and Nay was again called and the verified vote resulted as follows:

Yeas—97

Mr. Speaker	Farenthold	Kubiak	Salem
Adams	Finnell	Lewis	Santiesteban
Allen, John	Finney	Ligarde	Schulle
Atwell	Floyd	Longoria	Shannon
Atwood	Foreman	Lovell	Sherman
Baker	Garcia	McAlister	Simmons
Bass, B.	Golman	McKissack	Slack
Beckham	Grant	Moncrief	Slider
Bigham	Hale	Moore, T.	Smith
Blanton	Hanna, Joe	Moreno	Solomon
Boyle	Hannah, John	Murray	Spurlock
Burgess	Harding	Nabers	Stewart
Bynum	Harris	Nelms	Stroud
Caldwell	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Nichols	Tarbox
Cavness	Heatly	Niland	Traeger
Christian	Hendricks	Nugent, J.	Truan
Clayton	Hubenak	Parker, C.	Tupper
Cobb	Hull	Pickens	Ward
Cole	Ingram	Poerner	Wieting
Daniel	Johnson	Poff	Williams
Davis, D.	Jungmichel	Presnal	Wolff
Davis, H.	Kaster	Price	
Doyle	Kilpatrick	Rodriguez	
Dramberger	Kost	Rosson	

Nays—30

Agnich	Denton	Jones, E.	Silber
Allen, Joe	Doran	Jones, G.	Uher
Allred	Earthman	Lee	Vale
Angly	Finck	Mengden	Von Dohlen
Blythe	Gammage	Ogg	Williamson
Bowers	Hawkins	Orr	Wyatt
Coats	Head	Reed	
Craddick	Howard	Short	

Absent

Braecklein	Moore, G.	Patterson	Sanchez
Jones, D.			

Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braun	Graves	Lombardino	Semos
Calhoun	Hilliard	Moore, A.	Wayne
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

The Speaker stated that HJR 8 was passed to engrossment by the above vote.

Mr. Traeger moved to reconsider the vote by which HJR 8 was passed to engrossment.

The motion prevailed.

HJR 8 was then passed by the following vote:

Yeas—105

Adams	Floyd	Lovell	Shannon
Allen, John	Foreman	McAlister	Sherman
Atwell	Garcia	McKissack	Silber
Atwood	Golman	Moncrief	Simmons
Baker	Grant	Moore, T.	Slack
Bass, B.	Hale	Moreno	Slider
Beckham	Hanna, Joe	Murray	Smith
Bigham	Harding	Nabers	Solomon
Blanton	Harris	Nelms	Spurlock
Boyle	Hawkins	Neugent, D.	Stewart
Burgess	Hawn	Nichols	Stroud
Bynum	Haynes	Niland	Swanson
Caldwell	Heatly	Nugent, J.	Tarbox
Carrillo	Hendricks	Ogg	Traeger
Cavness	Hubenak	Orr	Truan
Christian	Hull	Parker, C.	Tupper
Clayton	Ingram	Patterson	Uher
Cobb	Johnson	Pickens	Von Dohlen
Cole	Jones, G.	Poerner	Ward
Daniel	Jungmichel	Poff	Wieting
Davis, D.	Kaster	Presnal	Williams
Davis, H.	Kilpatrick	Price	Williamson
Doyle	Kost	Rodriguez	Wolff
Dramberger	Kubiak	Rosson	Wyatt
Farenthold	Lewis	Salem	
Finnell	Ligarde	Santiesteban	
Finney	Longoria	Schulle	

Nays—22

Agnich	Coats	Gammage	Mengden
Allen, Joe	Craddick	Hannah, John	Reed
Allred	Denton	Head	Short
Angly	Doran	Howard	Vale
Blythe	Earthman	Jones, E.	
Bowers	Finck	Lee	

Absent

Jones, D.	Sanchez
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Absent-Excused

Bass, T.	Clark	Holmes, Z.	Newton
Braecklein	Cruz	Lemmor.	Parker, W.
Braun	Graves	Lombardino	Salter
Calhoun	Hilliard	Moore, A.	Semos
Cates	Holmes, T.	Moore, G.	Wayne

REASON FOR VOTE

I voted against HJR 8 because it is the basic principle of representative government that all money bills originate in the House of Representatives; that branch of government closest to the people.

Giving up this power we are turning our backs on the history of the struggle of freedom and returning to the age-old menace of granting the power of taxing and spending to the "King."

This is a tragic mistake and an emasculation of the people—a sad and shameful day.

The light of the torch of liberty is now shining less brightly.

Signed: Walter Mengden

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for the remainder of today on account of important business:

Mr. Braecklein on motion of Mr. Garcia.

Mr. Griffith Moore on motion of Mr. Garcia.

Mr. Daniel on motion of Mr. Adams.

HJR 62 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HJR 62, A Joint Resolution proposing an Amendment to Section 28, Article XVI, of the Constitution of the State of Texas, to authorize the garnishment of current wages by court order for child support obligations.

(Mr. Ogg in the Chair)

The resolution was read second time and was passed to engrossment by the following vote:

Yeas—96

Adams	Cavness	Golman	Kubiak
Agnich	Christian	Grant	Lee
Allen, Joe	Clayton	Hanna, Joe	Ligarde
Allen, John	Coats	Hannah, John	Lovell
Angly	Cobb	Harding	McAlister
Atwell	Cole	Harris	McKissack
Atwood	Craddick	Hawkins	Mengden
Baker	Davis, D.	Hawn	Moncrief
Bass, B.	Davis, H.	Haynes	Moore, T.
Beckham	Denton	Head	Murray
Bigham	Doran	Heatly	Nabers
Blanton	Dramberger	Howard	Neugent, D.
Blythe	Earthman	Hubenak	Niland
Bowers	Finck	Johnson	Nugent, J.
Boyle	Finnell	Jones, E.	Ogg
Burgess	Floyd	Jones, G.	Orr
Bynum	Foreman	Jungmichel	Patterson
Caldwell	Gammage	Kaster	Pickens
Carrillo	Garcia	Kost	Poerner

Poff	Shannon	Solomon	Von Dohlen
Presnal	Short	Tarbox	Ward
Price	Silber	Traeger	Wieting
Rosson	Simmons	Tupper	Williamson
Schulle	Slider	Vale	Wolff

Nays—28

Allred	Kilpatrick	Reed	Stewart
Doyle	Lewis	Rodriguez	Stroud
Farenthold	Longoria	Salem	Swanson
Hale	Moreno	Santiesteban	Truan
Hendricks	Nelms	Sherman	Uher
Hull	Nichols	Slack	Williams
Ingram	Parker, C.	Spurlock	Wyatt

Absent

Finney	Jones, D.	Sanchez	Smith
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Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braecklein	Daniel	Lombardino	Semos
Braun	Graves	Moore, A.	Wayne
Calhoun	Hilliard	Moore, G.	
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence for today on account of important business:

Mr. Wolff, for the remainder of today, on motion of Mr. Coats.

HJR 57 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment,

HJR 57, A Joint Resolution proposing an Amendment to Article VII, Constitution of the State of Texas, by adding a Section 6b to permit the commissioners court of a county to reduce the county permanent school fund and to provide for the per scholastic distribution and use of the money obtained from the reduction.

(Speaker in the Chair)

The resolution was read second time and was passed by the following vote:

Yeas—122

Adams	Allen, John	Atwell	Bass, B.
Agnich	Allred	Atwood	Beckham
Allen, Joe	Angly	Baker	Bigham

Blanton	Gammage	Longoria	Schulle
Blythe	Garcia	Lovell	Shannon
Bowers	Grant	McKissack	Sherman
Boyle	Hale	Mengden	Short
Burgess	Hanna, Joe	Moncrief	Silber
Bynum	Hannah, John	Moore, T.	Simmons
Caldwell	Harding	Moreno	Slack
Carrillo	Harris	Murray	Slider
Cavness	Hawkins	Nabers	Smith
Christian	Hawn	Nelms	Solomon
Clayton	Haynes	Neugent, D.	Spurlock
Coats	Head	Nichols	Stewart
Cobb	Heatly	Niland	Stroud
Cole	Hendricks	Nugent, J.	Swanson
Craddick	Howard	Ogg	Tarbox
Davis, D.	Hubenak	Orr	Traeger
Davis, H.	Hull	Parker, C.	Truan
Denton	Ingram	Patterson	Tupper
Doran	Johnson	Pickens	Uher
Doyle	Jones, G.	Poerner	Vale
Dramberger	Jungmichel	Poff	Von Dohlen
Earthman	Kaster	Presnal	Ward
Farenthold	Kilpatrick	Price	Wieting
Finck	Kost	Reed	Williams
Finnell	Kubiak	Rodriguez	Williamson
Finney	Lee	Rosson	Wyatt
Floyd	Lewis	Salem	
Foreman	Ligarde	Santiesteban	

Nays—1

Jones, E.

Absent

Golman	Jones, D.	McAlister	Sanchez
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Absent-Excused

Bass, T.	Cruz	Lemmon	Salter
Braecklein	Daniel	Lombardino	Semos
Braun	Graves	Moore, A.	Wayne
Calhoun	Hilliard	Moore, G.	Wolff
Cates	Holmes, T.	Newton	
Clark	Holmes, Z.	Parker, W.	

Mr. Adams moved to reconsider the vote by which HJR 57 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 89 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 89, Limiting civil liability of persons legally qualified to practice medicine administering emergency care in hospital emergency room.

The bill was read third time and was passed.

Mr. Presnal moved to reconsider the vote by which HB 89 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 602 ON THIRD READING

The Speaker laid before the House on its third reading and final passage, HB 602, Creating the Texas Board of Athletic Trainers.

The bill was read third time and was passed.

Mr. Tarbox moved to reconsider the vote by which HB 602 was passed and to table the motion to reconsider.

The motion to table prevailed.

COMMITTEE MEETING

Mr. McKissack asked unanimous consent of the House that the Committee on Liquor Regulation be permitted to meet at this time.

There was no objection offered.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HSR 453, by Dramberger, Finck, Johnson, Lombardino, Floyd, Silber, Simmons, Wolff, Kost, and Vale; Commending William H. White, winner of the American Legion National Oratorical Contest.

On motion of Mr. Vale, the names of all the Members of the House were added to the resolution as signers thereof.

COMMITTEE MEETING

Mr. Slider asked unanimous consent of the House that the Committee on State Affairs be permitted to meet at this time.

There was no objection offered.

INTRODUCTION OF HOUSE BILLS

Mr. Hale asked unanimous consent to introduce and have placed on first reading HB 1829.

There was no objection offered.

Mr. Jim Nugent and Mr. Pickens asked unanimous consent to introduce and have placed on first reading HB 1830.

There was no objection offered.

ADJOURNMENT

Mr. Atwell moved that the House adjourn until 11:00 a.m. next Monday.

The motion prevailed without objection.

The House accordingly, at 12:52 p.m., adjourned until 11:00 a.m. next Monday.

APPENDIX

BILLS TRANSMITTED TO GOVERNOR UNDER ARTICLE 16,
SECTION 59

HB 1809 transmitted by the Chief Clerk to the Governor on May 6, 1971

HB 1821 transmitted by the Chief Clerk to the Governor on May 6, 1971.

HB 1822 transmitted by the Chief Clerk to the Governor on May 6, 1971.

HB 1823 transmitted by the Chief Clerk to the Governor on May 6, 1971.

HB 1824 transmitted by the Chief Clerk to the Governor on May 6, 1971.

HB 1825 transmitted by the Chief Clerk to the Governor on May 6, 1971.

RECOMMENDATIONS OF THE TEXAS WATER COMMISSION
FILED WITH SPEAKER

Recommendations of the Texas Water Commission on HB 1321 filed with the Speaker on May 6, 1971.

Recommendations of the Texas Water Commission on HB 1731 filed with the Speaker on May 6, 1971.

Recommendations of the Texas Water Commission on HB 1739 filed with the Speaker on May 6, 1971.

Recommendations of the Texas Water Commission on HB 1757 filed with the Speaker on May 6, 1971.

STANDING COMMITTEE REPORTS

Favorable reports have been filed by Committees on bills and resolutions, as follows:

Appropriations: HB 685, HB 686.

Constitutional Amendments: HJR 40, HJR 46, HJR 68, SJR 8.

Engrossed and Enrolled Bills: Correctly engrossed—HB 1786. Correctly enrolled—HB 1162, HCR 135.

Higher Education: SB 337.

Highways and Roads: HB 898, HB 1263, SB 349, SB 476.

Motor Transportation: HB 6, HB 1707.

Public Education: HB 780, HB 1019.

Urban Affairs: HB 158, HB 318, HB 1250, HB 1251, HB 1266, HB 1397, HB 1635, SB 208, SB 554, SB 621, SB 634, SB 838.

SENT TO GOVERNOR

May 6, 1971

HCR 135

SEVENTY-FIRST DAY—MONDAY, MAY 10, 1971

The House met at 11:00 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Davis, H.	Kaster	Reed
Adams	Denton	Kost	Rosson
Agnich	Dramberger	Kubiak	Salem
Allen, John	Earthman	Lee	Salter
Allred	Farenthold	Lemmon	Sanchez
Angly	Finnell	Lewis	Santiesteban
Atwell	Finney	Ligarde	Schulle
Atwood	Floyd	Lombardino	Shannon
Baker	Foreman	Longoria	Sherman
Bass, T.	Gammage	Lovell	Short
Beckham	Grant	McAlister	Silber
Bigham	Hanna, Joe	McKissack	Simmons
Blanton	Harding	Mengden	Slack
Blythe	Harris	Moncrief	Slider
Boyle	Hawkins	Moore, A.	Smith
Braecklein	Hawn	Moore, T.	Solomon
Burgess	Head	Moreno	Spurlock
Bynum	Heatly	Murray	Stewart
Caldwell	Hendricks	Nabers	Stroud
Calhoun	Hilliard	Neugent, D.	Swanson
Cates	Holmes, T.	Newton	Tarbox
Cavness	Howard	Nichols	Truan
Christian	Hubenak	Niland	Tupper
Clark	Hull	Nugent, J.	Uher
Coats	Ingram	Orr	Vale
Cobb	Johnson	Parker, C.	Ward
Cole	Jones, D.	Parker, W.	Wieting
Cruz	Jones, E.	Poerner	Williams
Daniel	Jones, G.	Poff	Wolff
Davis, D.	Jungmichel	Presnal	
Absent			
Bass, B.	Garcia	Nelms	Von Dohlen
Bowers	Golman	Ogg	Wayne
Carrillo	Graves	Patterson	Williamson
Craddick	Hale	Price	Wyatt
Doran	Haynes	Rodriguez	
Doyle	Kilpatrick	Traeger	